

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CIVIL APPLICATION NO.1282 OF 2006
IN
FIRST APPEAL (ST) NO.28942 OF 2005

.....
OFFICE NOTES, OFFICE
MEMORANDUM OF CORAM,
APPEARANCES, COURT'S
ORDERS OR DIRECTIONS
AND REGISTRAR'S ORDERS
.....

COURT'S OR JUDGES
ORDERS

Shri A.A. Kumbhakoni for the Applicant.
Shri Prajakt M.Arjunwadkar for the
Respondent No.1.
Smt. G.P.Mulekar, A.G.P. for the State.

CORAM : A. S. OKA, J.
DATE : JULY 21, 2006.

P.C.:

1. It is not in dispute that the entire amount due and payable under the impugned judgment and award has been deposited by the Applicant in this court.

2. The Applicant is acquiring body. The challenge in the Appeal is to the judgment and award made under section 18 of the Land Acquisition Act, 1894. As stated earlier, the entire amount awarded is already deposited in this Court. In view of this position, stay in terms of prayer clause (b) deserves to be granted subject to condition that the Respondent No.1 will be

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entitled to withdraw the said amount on
furnishing security to the satisfaction of
Registrar(Judicial-I) of this Court. Before
accepting the security, Registrar
(Judicial-I) will hear the Applicant.

3. Civil Application is disposed of
accordingly.

JUDGE